

HOUSE BILL No. 1214

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-8.

Synopsis: Licensure of manicurist instructors. Authorizes the board of cosmetology examiners to license manicurist instructors and to charge a fee of \$40 for issuing or renewing a manicurist instructor license. Establishes qualifications for an individual to be licensed as a manicurist instructor.

Effective: July 1, 2005.

Dickinson

January 6, 2005, read first time and referred to Committee on Public Health.

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First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1214

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 25-8-6.3 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2005]:

4 **Chapter 6.3. Manicurist Instructor Licenses**

5 **Sec. 1. The board may license an individual to be a manicurist**
6 **instructor.**

7 **Sec. 2. An individual must file a verified application for a**
8 **manicurist instructor license with the board on a form prescribed**
9 **by the board to obtain the license.**

10 **Sec. 3. The application described in section 2 of this chapter**
11 **must require that the applicant:**

- 12 (1) be at least eighteen (18) years of age;
13 (2) has graduated from high school or received the equivalent
14 of a high school education;
15 (3) holds a manicurist license issued under this article;
16 (4) has:
17 (A) actively practiced manicuring in a manicurist salon



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1 licensed under this article for at least one (1) year; and
 2 (B) successfully completed at least one thousand (1,000)
 3 hours of instruction in the theory and the practice of
 4 instructor training as a student in a cosmetology school;
 5 (5) has not committed an act for which the applicant could be
 6 disciplined under IC 25-8-14;
 7 (6) has received a satisfactory grade (as described in
 8 IC 25-8-4-9) on a manicurist instructor license examination
 9 prescribed by the board; and
 10 (7) has paid the fee under IC 25-8-13-4 for the issuance of a
 11 license under this chapter.

12 Sec. 4. If an applicant for a manicurist instructor license does
 13 not receive a satisfactory grade on the examination described in
 14 section 3(6) of this chapter, the applicant may repeat the
 15 examination, subject to the rules governing the examination
 16 adopted by the board.

17 Sec. 5. If an applicant for a manicurist instructor license does
 18 not receive a satisfactory grade on a repeat examination described
 19 in section 4 of this chapter, the board may:

- 20 (1) refuse to permit the applicant to take the examination
 21 again; or
 22 (2) permit the applicant to take the examination again, subject
 23 to the rules governing the examination adopted by the board.

24 SECTION 2. IC 25-8-9-7 IS AMENDED TO READ AS FOLLOWS
 25 [EFFECTIVE JULY 1, 2005]: Sec. 7. The board may issue a temporary
 26 work permit to practice cosmetology, electrology, esthetics,
 27 manicuring, shampooing, or the instruction of cosmetology, esthetics,
 28 ~~or~~ electrology, **or manicuring.**

29 SECTION 3. IC 25-8-9-8 IS AMENDED TO READ AS FOLLOWS
 30 [EFFECTIVE JULY 1, 2005]: Sec. 8. A person must file a verified
 31 application for a temporary:

- 32 (1) cosmetologist work permit;
 33 (2) electrologist work permit;
 34 (3) esthetician work permit;
 35 (4) manicurist work permit;
 36 (5) shampoo operator work permit;
 37 (6) cosmetology instructor work permit;
 38 (7) esthetics instructor work permit; ~~or~~
 39 (8) electrology instructor work permit; **or**
 40 (9) **manicurist instructor work permit;**

41 with the board on a form prescribed by the board to obtain that work
 42 permit.

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SECTION 4. IC 25-8-9-9 IS AMENDED TO READ AS FOLLOWS
 [EFFECTIVE JULY 1, 2005]: Sec. 9. (a) The temporary cosmetologist
 work permit application described in section 8 of this chapter must
 state that the applicant:

(1) will practice cosmetology under the supervision of a
 cosmetologist; and

(2) has filed an application under:

(A) section 2 of this chapter, but has not taken the examination
 described by section 3(4) of this chapter; or

(B) IC 25-8-4-2 and is awaiting a board determination.

(b) The temporary electrologist work permit application described
 in section 8 of this chapter must state that the applicant:

(1) will practice electrology under the supervision of an
 electrologist; and

(2) has filed an application under:

(A) IC 25-8-10-2, but has not taken the examination described
 in IC 25-8-10-3(3); or

(B) IC 25-8-4-2 and is awaiting a board determination.

(c) The temporary esthetician work permit application described in
 section 8 of this chapter must state that the applicant:

(1) will practice esthetics under the supervision of an esthetician;
 and

(2) has filed an application under:

(A) IC 25-8-12.5-3, but has not taken the examination
 described in ~~IC 25-8-12.5-4(a)(4)~~; **IC 25-8-12.5-4(4)**; or

(B) IC 25-8-4-2 and is awaiting a board determination.

(d) The temporary manicurist work permit application described in
 section 8 of this chapter must state that the applicant:

(1) will practice manicuring under the supervision of a
 cosmetologist or manicurist; and

(2) has filed an application under:

(A) IC 25-8-11-3, but has not taken the examination described
 in IC 25-8-11-4(4); or

(B) IC 25-8-4-2 and is awaiting a board determination.

(e) The temporary shampoo operator work permit application
 described in section 8 of this chapter must state that the applicant:

(1) will practice shampooing under the supervision of a
 cosmetologist; and

(2) has filed an application under:

(A) IC 25-8-12-2, but has not taken the examination described
 in IC 25-8-12-3(4); or

(B) IC 25-8-4-2 and is awaiting a board determination.

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(f) The temporary cosmetology instructor work permit application described in section 8 of this chapter must state that the applicant:

(1) will practice the instruction of cosmetology under the supervision of a cosmetology instructor; and

(2) has filed an application under:

(A) IC 25-8-6-2, but has not taken the examination described in IC 25-8-6-3(6); or

(B) IC 25-8-4-2 and is awaiting a board determination.

(g) The temporary esthetics instructor work permit application described in section 8 of this chapter must state that the applicant:

(1) will practice the instruction of esthetics under the supervision of a cosmetology or an esthetics instructor; and

(2) has filed an application under:

(A) IC 25-8-6.1-2, but has not taken the examination described in IC 25-8-6.1-3(6); or

(B) IC 25-8-4-5 and is awaiting a board determination described in IC 25-8-4-2.

(h) The temporary electrology instructor work permit application described in section 8 of this chapter must state that the applicant:

(1) will practice the instruction of electrology under the supervision of an electrology instructor; and

(2) has filed an application under:

(A) IC 25-8-6.2-2, but has not taken the examination described in IC 25-8-6.2-3(6); or

(B) IC 25-8-4-2 and is awaiting a board determination.

(i) The temporary manicurist instructor work permit application described in section 8 of this chapter must state that the applicant:

(1) will practice the instruction of manicuring under the supervision of a cosmetology or manicurist instructor; and

(2) has filed an application under:

(A) IC 25-8-6.3-2, but has not taken the examination described in IC 25-8-6.3-3(6); or

(B) IC 25-8-4-2 and is awaiting a board determination.

SECTION 5. IC 25-8-13-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. (a) The board shall charge a fee of forty dollars (\$40) for issuing or renewing:

(1) a cosmetology instructor license;

(2) an esthetics instructor license; ~~or~~

(3) an electrology instructor license; ~~or~~

(4) a manicurist instructor license.

(b) The board shall charge a fee for restoring an instructor license.

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1 The restoration fee shall be assessed in addition to the fee charged for
 2 renewing the license. The fee must be determined according to the date
 3 that the applicant applies for the restoration of the license as follows:

4	Days Following	
5	Expiration of License	Fee
6	1-30 \$20	
7	31-180 30	
8	More than 180 40	
9	SECTION *&^%.	

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